

STATE OF VERMONT
PUBLIC SERVICE BOARD

CPG #NM-6462

Application of Judgment Ridge Solar, LLC for a)
certificate of public good, pursuant to 30 V.S.A. §§ 219a)
and 248, to install and operate a 114 kW group)
net-metered solar electric generation facility in Vershire,)
Vermont)

Order entered: 11/16/2015

PROCEDURAL ORDER REQUIRING A REVISED NET METERING APPLICATION TO BE FILED

On August 3, 2015, Judgment Ridge Solar, LLC ("JRS") filed an application with the Vermont Public Service Board (the "Board") to construct a 114 kW net-metered solar electric generation facility in Vershire, Vermont (the proposed "Project"). In this Order, the Board directs JRS to resubmit its application to reflect substantial changes proposed for the Project.

On August 13, 2015, Raymond Burke, an adjoining landowner, filed a letter commenting that the site plan submitted in the application failed to show the proximity of his property to the Project site, which would be in a direct line of sight from his property. On September 1, 2015, the Board requested that JRS respond to Mr. Burke's comments and provide a corrected site plan reflecting the property lines and proximity of the neighbors. On September 2, 2015, JRS e-mailed the Board a draft agreement between Mr. Burke and JRS addressing Mr. Burke's comments. Mr. Burke was not an addressee on this e-mail and JRS did not follow it up with a mailed hard copy filing to provide all required recipients with the draft agreement.

On October 12, 2015, the Board informed JRS that the Board had not received a corrected site plan or a signed copy of the draft agreement with Mr. Burke. On October 20, 2015, JRS e-mailed the Board a modified site plan reflecting the property lines and the proximity of the neighbors. The modified site plan also moves the Project 90 feet farther from Mr. Burke's property line and inserts a 180-foot screen of trees approximately 500 feet from Mr. Burke's residence and perpendicular to Mr. Burke's line-of-sight view of the Project. This

e-mail also proposed certain conditions related to the tree screening that JRS consented to including in the certificate of public good ("CPG") for the Project. Mr. Burke was not an addressee on this e-mail, and JRS did not follow it up with a mailed hard copy filing to provide all required recipients of the filing.

The Board hereby determines that the amended site plan submitted by JRS on October 20, 2015, reflects substantial changes to the Project that require notice and an opportunity for comment to be provided to the abutting landowners. Therefore, we are directing JRS to resubmit its application for a CPG pursuant to Board Rule 5.110(B). The applicable comment period for and the processing of that revised application shall begin upon its filing. If no revised application is received from JRS within 10 business days from the date of this Order, then JRS's net metering application shall be deemed dismissed without prejudice to JRS's ability to refile.

Dated at Montpelier, Vermont, this 16th day of November, 2015.

<u>s/ James Volz</u>)	
)	
)	PUBLIC SERVICE
<u>s/ Margaret Cheney</u>)	
)	BOARD
)	
)	OF VERMONT
<u>s/ Sarah Hofmann</u>)	

OFFICE OF THE CLERK

FILED: November 16, 2015

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@vermont.gov)